

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NORTH DAKOTA

In re:

Pro-Mark Services, Inc.,

Bky. Case No. 24-30167  
Chapter 7

Debtor.

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Erik A. Ahlgren, as Chapter 7 Trustee  
of the Bankruptcy Estate of Pro-Mark Services, Inc.,  
as Administrator of the Pro-Mark  
Services, Inc. Employee Stock Ownership Plan, and  
as Trustee of the Pro-Mark Services, Inc.  
Employee Stock Ownership Trust,

Plaintiff,

v.

Adversary No. 24-07014

Connie Berg, Kyle Berg, Connie Berg Revocable  
Living Trust, Kyle R. Berg Revocable Living Trust,  
Chad DuBois, Mandy Grant, and Miguel Paredes,

Defendants.

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**STIPULATED MOTION TO EXTEND PLAINTIFF'S TIME TO RESPOND TO THE  
DEFENDANT CHAD DUBOIS' MOTION TO DISMISS**

1. Plaintiff Erik A. Ahlgren, as Chapter 7 Trustee of the Bankruptcy Estate of Pro-Mark Services, Inc., as Administrator of the Pro-Mark Services, Inc. Employee Stock Ownership Plan, and as Trustee of the Pro-Mark Services, Inc. Employee Stock Ownership Trust filed his Amended Complaint against the Defendants, including Defendant Chad DuBois ("Defendant DuBois"), on September 25, 2024. [ECF No. 11.]

2. On October 8, 2024, Plaintiff and Defendant DuBois filed a stipulated motion to extend the deadline for Defendant DuBois to file an answer or other response to the Amended

Complaint to October 25, 2024 [ECF No. 20]. By order dated October 8, 2024 [ECF No. 21], the Court granted the motion.

3. On October 24, 2024, Plaintiff and Defendant DuBois filed another stipulated motion to extend the deadline for Defendant DuBois to file an answer or other response to the Amended Complaint to November 22, 2024 [ECF No. 26]. By order dated November 4, 2024 [ECF No. 37], the Court granted the motion.

4. On November 22, 2024, the Defendant DuBois filed a Motion to Dismiss the Amended Complaint (the “DuBois Motion to Dismiss”) [ECF No. 55].

5. Due to the upcoming holidays, the travel schedules of Plaintiff’s counsel, and the fact that Plaintiff must also respond to a Motion to Dismiss filed by Defendants Connie Berg, Kyle Berg, Connie Berg Revocable Living Trust, and Kyle R. Berg Revocable Living Trust [ECF No. 54], Plaintiff requested that the Defendant DuBois stipulate to an extension of Plaintiff’s time to response to the DuBois Motion to Dismiss to January 10, 2025. Defendant DuBois has no objection to this request.

6. Accordingly, Plaintiff and Defendant DuBois hereby move the Court, by stipulation, for an order extending the deadline for Plaintiff to respond to the DuBois Motion to Dismiss to January 10, 2025.

Dated: November 26, 2024

/e/ Peter D. Kieselbach  
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*and*

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Counsel for Plaintiff

Dated: November 26, 2024

/e/ Maurice B. VerStandig  
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Counsel for Defendant DuBois

CERTIFICATE OF SERVICE

The undersigned certifies that on November 26, 2024, the above document was served on all counsel of record via CM/ECF.

/e/ Peter D. Kieselbach  
Peter D. Kieselbach